



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/418,943	10/15/1999	TIMOTHY CHARLES SOWELL	202231	9508

7590 04/16/2007

MARK JOY
LEYDIG VOIT & MAYER LTD
TWO PRUDENTIAL PLAZA SUITE 4900
180 NORTH STETSON
CHICAGO, IL 606016780

EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 04/16/2007

Please find below and/or attached an Office communication concerning this application or proceeding.

DEFECTIVE OF APPEAL BRIEF

1. The Appeal Brief filed on December 7, 2004 is defective because:

1) It is missing the following items: Evidence Appendix and Related Proceeding Appendix. Appellant should include: Evidence Appendix and Related Proceeding Appendix in the appeal. See 37 CFR 1.192(c).

2) The Inventor name and the application number in the Certificate of Facsimile Transmission to the Brief are not correct. Appellant should correct the Inventor name and the application number in the Certificate of Facsimile Transmission to the Brief. See 37 CFR 1.192(c)(9).

2. To avoid dismissal of the appeal, appellant must ratify the appeal brief within the longest of any of the following TIME PERIODS: (1) ONE MONTH or THIRTY DAYS from the mailing of this communication, whichever is longer; (2) within the time period for reply to the action from which appeal has been taken; or (3) within two months from the date of the notice of appeal under 37 CFR 1.191. Extensions of these time periods may be granted under 37 CFR 1.136.

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner Nga B. Nguyen whose telephone number is (571) 272-6796. The examiner can normally be reached on Monday-Thursday from 9:00AM-6:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Richard E. Chilcot can be reached on (571) 272-6777.

Art Unit: 3692

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (571) 272-3600.

4. Any response to this action should be mailed to:

Commissioner of Patents and Trademarks

C/o Technology Center 3600

Washington, DC 20231

Or faxed to:

(571) 273-8300 (for formal communication intended for entry),

or

(571) 273-0325 (for informal or draft communication, please label "PROPOSED" or "DRAFT").

Hand-delivered responses should be brought to Knox building, 501 Dulany Street, Alexandria, VA, First Floor (Receptionist).



NGA NGUYEN
PRIMARY EXAMINER

April 12, 2007